

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Nicholas Venduras	Team: Squad #7	CCRB Case #: 202003103	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Monday, 05/27/2019	Location of Incident: [REDACTED]	Precinct: Prec	18 Mo. SOL 11/27/2020	EO SOL 7/14/2021	
Date/Time CV Reported Wed, 05/06/2020 1:20 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Wed, 05/06/2020 1:20 PM		

Complainant/Victim	Type	Home Address
[REDACTED]	[REDACTED]	[REDACTED]

Subject Officer(s)	Shield	TaxID	Command
1. DT3 Louis Lodato	6755	932910	104 DET

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. SDS Louis Balsamo	01704	911430	DBQN

Officer(s)	Allegation	Investigator Recommendation
A.DT3 Louis Lodato	Discourtesy: Detective Louis Lodato spoke discourteously to § 87(2)(b) [REDACTED]	[REDACTED]
B.DT3 Louis Lodato	Discourtesy: Detective Louis Lodato acted discourteously toward § 87(2)(b) [REDACTED]	[REDACTED]

Case Summary

On May 6, 2020, § 87(2)(b) filed this complaint via the CCRB call processing system.

On or around May 27, 2019, at an unknown time, Detective Luis Lodato from the 104th Precinct Detective Squad allegedly spoke to § 87(2)(b) and called her a “mother fucker” (**Allegation A: Discourtesy, § 87(2)(b)**) before hanging up on her (**Allegation B: Discourtesy, § 87(2)(b)**)

Because this incident happened over the phone, there is no video evidence. There were no related audio recordings.

Findings and Recommendations

Allegation (A) Discourtesy: Detective Louis Lodato spoke discourteously to § 87(2)(b)

Allegation (B) Discourtesy: Detective Louis Lodato acted discourteously toward § 87(2)(b)

§ 87(2)(b) said on April 19, 2019, between 4:00 PM and 5:00 PM, her luggage was stolen from a hallway outside a friend’s apartment at § 87(2)(b), in Queens. (**Board Review 1**) According to § 87(2)(b) Detective Luis Lodato was assigned to her case, but never investigated the case. She says she called and emailed him multiple times in order to get updates, but Det Lodato ignored her until he contacted her via telephone on or around May 27, 2019, but she did not provide an exact date. While speaking to her, he said he did not like her attitude and called her a “mother fucker” and abruptly hung up. (**Board Review 2**)

Det. Lodato’s memo book indicates he was not working on May 27, 2019. (**Board Review 3**) During his interview, he stated he had neither memory nor records of § 87(2)(b) or any cases involving stolen luggage from § 87(2)(b) in April of 2019. (**Board Review 4**) He said upon being notified to appear at the CCRB for this case, he searched for § 87(2)(b)’s name, with variants, and found nothing. The 104th Precinct Detective Squad was unable to locate any documentation regarding § 87(2)(b)’s complaint either. (**Board Review 5**) While he did not have any knowledge of this incident, Det. Lodato stated he is always professional and courteous with civilians and would never call anyone a “mother fucker” or hang up on them without properly ending the call. (**Board Review 4**)

Patrol Guide procedure 200-02, the mission statement of the NYPD, states members of service should, “Value human life, respect the dignity of each individual,” and render services with “courtesy and civility.” (**Board Review 6**) In Patrol Guide procedure 209-09, members of service are instructed to “be courteous and respectful.” (**Board Review 7**)

§ 87(2)(g), § 87(2)(b)

Civilian and Officer CCRB Histories

- Detective Luis Lodato has been a member-of-service for 17 years and has been a subject in three CCRB complaints and three allegations, none of which were substantiated. § 87(2)(b)

- § 87(2)(b) § 87(2)(b)
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Mediation, Civil and Criminal Histories

- This case was unsuitable for Mediation.
- On October 28, 2020, a Notice of Claim inquiry was sent to the NYC Office of the Comptroller and the inquiry is still pending. The results will be added to the case file upon receipt. **(Board Review 10)**
- According to the Office of Court Administration (OCA), § 87(2)(b) has no history of convictions in New York City. **(Board Review 11)**

Squad No.: Squad 7

Investigator: Nicholas Venduras Inv. Nicholas Venduras Oct. 29, 2020
Signature Print Title & Name Date

Squad Leader: Manager Vanessa Rosen October 30, 2020
Signature Print Title & Name Date

Reviewer: Signature Print Title & Name Date